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ABSTRACT

This handbook briefly describes an Alabama teacher workshop designed to provide teachers with tools for a law-related instructional program. Following an introduction, a course outline and agenda are provided for those interested in developing similar workshops in other states. Objectives of the workshop were to (1) promote community and school educational programs that focus on the state's justice system, (2) study aspects of the criminal justice system that directly relate to lessons for classroom use, (3) examine a wide range of instructional modes and curriculum materials available for teaching law-related education, (4) offer the opportunity to participate in field experiences involving the actual operation of the courts, (5) learn how to use law personnel such as judges, lawyers, and other court officials as classroom resource persons, and (6) help in the planning and development of future courses of study in law-related topics for local schools. (LH)

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THE ALABAMA COURTS TEACHER WORKSHOP

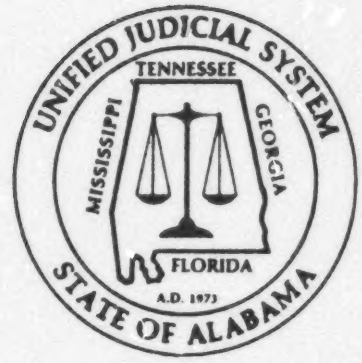
July 30 - August 3, 1984

SP 016 360

Sponsored by

The Administrative Office of Courts
817 South Court Street
Montgomery, AL 36130-0101

The University of South Alabama
Department of Youth and Adult Education



THE ALABAMA COURT SYSTEM

TEACHER WORKSHOP

JULY 30, 1984 - AUGUST 3, 1984

MOBILE, ALABAMA

Sponsored by: The Administrative Office of Courts and The University of South Alabama through its Department of Youth and Adult Education.

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TEACHER WORKSHOP

Working with young people to develop an appreciation for the law and the justice system is an essential element in any comprehensive plan to reduce the rate of crime. Under the leadership of Chief Justice C. C. Torbert, Jr., and Administrative Director of Courts Allen L. Tapley, the Teacher Workshop on The Alabama Court System was developed to teach teachers about the court system in order to bring this appreciation into the classroom. With such an awareness, it is hoped the youth will develop a sense of responsibility for making the system work.

The workshop is designed to provide teachers with the tools for a law-related instructional program. These include an understanding of the important points of law and the legal process, an introduction to the many pedagogical techniques for infusing law into the existing curriculum, and an opportunity to become familiar with law-related materials and community resources.

Its purpose is to acquaint the participants with Alabama's system of justice, to encourage teaching about the criminal justice system throughout Alabama, and to foster a better understanding and greater confidence in our legal system among teachers and students. The objectives are:

* to promote the development of educational programs in local communities and schools which focus on the justice system in Alabama;

* to study all aspects of the Alabama Criminal Justice System which directly relate to lessons for classroom use;

* to examine a wide range of modes of instruction and curriculum materials that are available for teaching about the courts and our legal system;

* to offer the opportunity to participate in field experiences involving the actual operation of the Alabama Courts;

* to learn how to use law personnel such as judges, lawyers, and other court officials as resources to enrich the classroom setting; and

* to help in the planning and development of future courses of study for local schools on law-related topics.

THE ALABAMA COURT SYSTEM
TEACHER WORKSHOP

COURSE OUTLINE

I. ALABAMA COURTS

A. Courts of Limited Jurisdiction
   1. District (to include Small Claims)
   2. Municipal
   3. Probate

B. Courts of General Jurisdiction: Circuit

C. Intermediate Appellate Courts
   1. Court of Civil Appeals
   2. Court of Criminal Appeals

D. Highest State Court: Supreme Court of Alabama

E. Judicial Discipline
   1. Judicial Inquiry Commission: Function and Process
   2. Court of the Judiciary: Function and Process

F. Eligibiliity Requirements for Judges

II. OVERVIEW OF CIVIL AND CRIMINAL LAW

A. Explanation of Different Kinds of Law
   1. Common Law
   2. Case Law
   3. Constitutional Law
   4. Statutes
   5. Ordinances
   6. Administrative

B. Civil Cases
   1. What Kinds of Actions Constitute of a Civil Case
   2. Examples of Civil Suits
   3. Torts

C. Criminal Cases
   1. What Kinds of Actions Constitute a Criminal Case
   2. Explanation and Example of:
      a. Felony
      b. Misdemeanor
      c. Violation
   3. Review of Respective Kinds of Sentences/Punishment
      a. Felony
      b. Misdemeanor
      c. Violation

III. LAW ENFORCEMENT

A. Jurisdiction of Law Enforcement Bodies
   1. Police
   2. Sheriff
   3. State Trooper

B. Duties of an Officer

C. Explanation of Arrest Procedure
   1. Warrants
      a. Probable Cause
      b. Booking
      c. Rights of Accused
      d. Protection of Rights
   2. Arrest Without Warrant

D. Limitation of Power

IV. MUNICIPAL COURTS

V. DISTRICT COURT-CRIMINAL JURISDICTION

A. Traffic Cases

B. Warrants
   1. When is a Warrant Needed
   2. Why is One Needed
   3. What Information is on the Warrant
   4. Who May Issue Warrants
   5. What Rights Does the Warrant Protect

C. Misdemeanors
   1. Warrant
   2. Bonds
   3. First Appearance
   4. Trials/Dispositions
   5. Guilty Pleas
   6. Preliminary Hearings

D. Felonies
   1. Warrants
   2. Bonds
   3. First Appearance
   4. Preliminary Hearings
   5. Guilty Pleas
   6. Sentencing/Probation

VI. GRAND JURY AND ARRAIGNMENT

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1. Why a Grand Jury
2. What Cases are Brought Before a Grand Jury
   a. Indictment
   b. No Bill

B. Arraignment
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2. Appointment of Counsel/Right to Counsel
3. Indigency Determination
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E. Voir Dire

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2. Cross Examination
3. Re-Direct Examination

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1. Motions (Judgment of Acquittal)
2. Evidence
3. Testimony

D. Presentation of Evidence by Defense

E. Rebuttal Evidence

F. Conferences During Trial

IX. ROLE OF THE DISTRICT ATTORNEY IN TRIAL

A. Trial Preparation
1. Responsibility to Client
2. Plea Bargaining

3. Pre-Trial Stipulations
4. Development of Evidence
   a. Discovery
   b. Deposition

B. Trial Participation
1. Opening Statements
2. Presentation of Evidence
3. Trial Motions
4. Conferences
5. Closing Arguments

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A. Trial Preparation
1. Responsibility to Client
2. Plea Bargaining
3. Pre-Trial Stipulations
4. Development of Evidence
   a. Discovery
   b. Deposition

B. Trial Participation
1. Opening Statements
2. Presentation of Evidence
3. Trial Motions
4. Conferences
5. Closing Arguments

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2. Restitution

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   b. Work Release
   c. Correctional Incentive Time
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A. Function

B. Services

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   b. Prejudicial Error
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   a. Opinions
   b. Dispositions
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   b. Dependency
   c. Abuse/Neglect
   d. Paternity/Nonsupport
   e. CHINS
   f. Custody
   g. Commitment of Mental Health

B. Procedure
1. Statutes
2. Rules

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   2. Probation
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A. Function
B. Services

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AGENDA

********MONDAY, JULY 30, 1984********

8:30 a.m.	REGISTRATION AND COURSE EXPLANATION Dr. Thomas E. Russell Chairman, Department of Youth and Adult Education University of South Alabama Mobile
9:00 a.m.	OVERVIEW OF UNIFIED JUDICIAL SYSTEM Mr. William Campbell Director, Research and Planning Administrative Office of Courts Montgomery
10:00 a.m.	*BREAK*
10:15 a.m.	ALABAMA COURTS AND THEIR JURISDICTION Mr. William Campbell
11:00 a.m.	OVERVIEW OF CIVIL AND CRIMINAL LAW Hon. Michael Zoghby, Judge 13th Judicial Circuit Mobile
12:00 noon	*LUNCH*
1:00 p.m.	LAW ENFORCEMENT Cpl. Phillip Garrett Mobile Police Department Mobile Chief Deputy Jeff Davis Mobile County Sheriff's Department Mobile Sgt. Howard Pitts, Jr. Department of Public Safety Mobile
2:00 p.m.	MUNICIPAL COURT Hon. Frankie Fields Smith, Judge Municipal Court of Pritchard

********MONDAY, JULY 30, 1984********

(Continued)

3:00 p.m. *BREAK*

3:15 p.m. DISTRICT CRIMINAL

Hon. Harold Crow, Judge
District Court of Clarke County
Grove Hill

********TUESDAY, JULY 31, 1984********

8:00 a.m. GRAND JURY AND ARRAIGNMENT
Hon. Robert E. Hodnette, Jr.
Presiding Circuit Judge
13th Judicial Circuit
Mobile

9:00 a.m. **JURY--ITS ROLE**

Hon. Robert L. Byrd, Jr., Judge
13th Judicial Circuit
Mobile

10:00 a.m. *BREAK*

10:15 p.m. TRIAL PROCEDURE

Hon. Braxton Kittrell, Judge
13th Judicial Circuit
Mobile

11:00 a.m. DISTRICT ATTORNEY

Tom Harrison, Esq.
Assistant District Attorney
Mobile County District Attorney's Office
Mobile

12:00 noon *LUNCH*

1:00 p.m. DEFENSE ATTORNEY

Barry Hess, Esq.
Firm of Atchison and Hess
Mobile

********TUESDAY, JULY 31, 1984********

(Continued)

2:00 p.m. INSTRUCTIONS TO JURY

Hon. Ferrill D. McRae, Judge
13th Judicial Circuit
Mobile

3:00 p.m. *BREAK*

3:15 p.m. PARDONS AND PAROLE

Mr. Jack Lufkin
Member
Board of Pardons and Parole
Montgomery

4:00 p.m. BOARD OF CORRECTIONS

Mr. Fred Smith, Commissioner
Board of Corrections
Montgomery

********WEDNESDAY, AUGUST 1, 1984********

8:00 a.m. DISTRICT COURT

Hon. Dominick J. Matranga, Judge
District Court of Mobile County
Mobile

9:00 a.m. CIRCUIT COURT

Hon. J. Richmond Pearson, Judge
1st Judicial Circuit
Chatom

10:00 a.m. *BREAK*

10:15 a.m. CONTINUATION OF CIRCUIT COURT CIVIL PROCEDURE

Hon. J. Richmond Pearson

11:00 a.m. APPEALS PROCESS

Hon. Edward B. McDermott, Judge
13th Judicial Circuit
Mobile

********WEDNESDAY, AUGUST 1, 1984********

(Continued)

12:00 noon — *LUNCH*

1:00 p.m. — APPELLATE COURTS

Hon. Richard Holmes, Judge
Court of Criminal Appeals
Montgomery

2:00 p.m. — JUROR UTILIZATION

Mr. Hunter Slaton
Assistant Director, State Court Operations
Administrative Office of Courts
Montgomery

3:00 p.m. — *BREAK*

3:15 p.m. — CASE MANAGEMENT

Mr. Frank Gregory
Director, State Court Operations
Administrative Office of Courts
Montgomery

4:00 p.m. — JURISPRUDENTIAL TEACHING MODEL

Dr. Thomas Russell

********THURSDAY, AUGUST 2, 1984********

8:00 a.m. — ATTORNEY GENERAL

Ferris Stephens, Esq.
Assistant Attorney General
Attorney General's Office
Montgomery

9:00 a.m. — JUVENILE COURTS

Hon. John F. Butler, Judge
13th Judicial Circuit
Mobile

10:00 a.m. — *BREAK*

********THURSDAY, AUGUST 2, 1984********

(Continued)

10:15 a.m. CONTINUATION OF JUVENILE COURTS

Mr. Bob Martin
Chief Probation Officer
Mobile County
Mobile

11:00 a.m. DEPARTMENT OF YOUTH SERVICES

Mr. Grady Sandidge
Coordinator, Region III
Department of Youth Services
Mt. Meigs

12:00 noon *LUNCH*

1:00 p.m. MOCK TRIAL

Mobile Young Lawyers Association
Mobile

2:30 p.m. *BREAK*

2:45 p.m. CONTINUATION OF MOCK TRIAL

Mobile Young Lawyers Association

********FRIDAY, AUGUST 3, 1984********

8:00 a.m. CIRCUIT CLERK, DISTRICT CLERK, REGISTER

Hon. Maurice Castle, Clerk
Circuit Court of Mobile County
Mobile

Hon. George Edgar, Clerk
District Court of Mobile County
Mobile

Mr. Elsworth Haughton, Register
Mobile County Courthouse
Mobile

********FRIDAY, AUGUST, 3, 1984********

(Continued)

9:00 a.m.	JUDICIAL ADMINISTRATION
	Mr. William Campbell
9:45 a.m.	*BREAK*
10:00 a.m.	EDUCATIONAL MATERIALS
	Mr. William Campbell
11:00 a.m.	JURISPRUDENTIAL TEACHING MODEL
	Dr. Thomas Russell
12:00 noon	*LUNCH*
1:00 p.m.	JURISPRUDENTIAL TEACHING MODEL
	Dr. Thomas Russell

THE ALABAMA STATE COURT SYSTEM

Hon. C. C. Torbert, Jr.
Chief Justice
Supreme Court of Alabama
Montgomery

Mr. Allen L. Tapley
Administrative Director of Courts
Administrative Office of Courts
Montgomery

ADMINISTRATIVE OFFICE OF COURTS
817 South Court Street
Montgomery, Alabama 36130-0101
832-6710